

SENATE BILL 3345
By Kyle

AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 4, Part 24 and Title 67, Chapter 6, relative to taxation of cable and satellite television service.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 67-4-2401(a), is amended by adding the following sentence at the end of the subsection:

All charges for customer premises equipment, including home communications terminals and remote control devices provided by cable television service providers, shall be subject to tax under this section.

SECTION 2. Tennessee Code Annotated, Title 67, Chapter 4, Part 24, is amended by adding the following as new sections:

§ 67-4-2408.

A cable television provider authorized pursuant to title 7, chapter 59, or a provider of wireless cable television services who has paid the tax imposed by this part on any sale at retail may take any credit provided by § 67-6-507 against all tax owed under this part.

§ 67-4-2409.

No service or good taxable under this part shall be subject to any tax imposed by title 67, chapter 6.

SECTION 3. Tennessee Code Annotated, Section 67-6-329, is amended by adding the following as a new, appropriately designated subsection:

(_) There is excluded from the sales and use tax base all charges for subscriptions to, access to, or use of television programming or television services or telecommunications services provided by a cable television service provider authorized

pursuant to title 7, chapter 59 and all customer premises equipment, including home communications terminals and remote control devices, used or held for sale, lease or use by a cable television service provider.

SECTION 4. This act shall take effect July 1, 2004, the public welfare requiring it